

RCE 12800

PTO/SB/30 (08-00)

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# REQUEST

## FOR

### CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number

09/842,694

Filing Date

April 27, 2001

First Named Inventor

ISAO KOBAYASHI ET AL.

Group Art Unit

2826

Examiner Name

J.P. Mondt

Attorney Docket Number

03500.013077.1

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

#### 1. Submission required under 37 C.F.R. § 1.114

a.  Previously submitted

- i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_ (Any unentered amendment(s) referred to above will be entered).
- ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii.  Other \_\_\_\_\_

b.  Enclosed

10/21/2003 JADDO1 00000003 09842694

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- i.  Preliminary Amendment
- ii.  Affidavit(s)/Declaration(s)
- iii.  Information Disclosure Statement (IDS)
- iv.  Other \_\_\_\_\_

#### 2. Miscellaneous

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b.  Other \_\_\_\_\_

#### 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. 06-1205

- i.  RCE fee required under 37 C.F.R. § 1.17(e)
- ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ 770.00 is enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

#### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Leonard P. Diana	Registration No. (Attorney/Agent)	29,296
Signature		Date	October 15, 2003

#### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Leonard P. Diana (Reg. No. 29,296)		
Signature		Date	October 15, 2003

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03500.013077.1

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ISAO KOBAYASHI ET AL.

Application No.: 09/842,694

Filed: April 27, 2001

For: PHOTOELECTRIC CONVERTER,  
METHOD FOR DRIVING  
PHOTOELECTRIC CONVERTER AND  
SYSTEM HAVING PHOTOELECTRIC  
CONVERTER

Examiner: J. P. Mondt

Group Art Unit: 2826

October 15, 2003

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PRELIMINARY AMENDMENT

Sir:

Preliminary to continued prosecution on the merits, a Request for Continued Examination (RCE) enclosed herewith, Applicants respectfully request that the above-identified application be amended as follows. The claim amendments are reflected in the listing that begins at page 2. The remarks begin at page 7.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 15, 2003  
(Date of Deposit)

PETER G. THURLOW (Reg. No.47,138)  
(Name of Attorney for Applicants)

Peter G. Thurlow

Signature

October 15, 2003  
Date of Signature